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## FACSIMILE TRANSMISSION

Total # of Pages 7 (including this page)

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From : Barry S. Wilson

Date : October 26, 2004

User ID No : 3067

## MESSAGE:

Re: U.S. Patent Application No. 10/752,937

Title: METHODS FOR DETECTING PREGNANCY

Inventors: Cole, et al.

Attached please find:

- Transmittal (1 pg.);
- Power of Attorney or Authorization of Agent by Assignee (2 pgs.);
- Assignment (3 pgs.);
- Authorization to charge Deposit Acct. No. 50-0872 any fees due.

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Germaine Sarda

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

OCT 26 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Cole, et al.  
Title: METHODS FOR DETECTING  
PREGNANCY  
Appl. No.: 10/752,937  
Filing Date: 01/07/2004  
Examiner: Unknown  
Art Unit: Unknown

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.  Germaine Sarda (Printed Name)  <i>Germaine Sarda</i> (Signature)  October 26, 2004 (Date of Deposit)
--

**TRANSMITTAL OF POWER OF ATTORNEY BY ASSIGNEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed please find:

- ☒ Power of Attorney or Authorization of Agent by Assignee (2 pages).  
☒ Assignment (3 pages).

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date October 26, 2004By *Barry S. Wilson*

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6722  
Facsimile: (858) 792-6773

Barry S. Wilson  
Attorney for Applicant  
Registration No. 39,431

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NO. 1085 P. 3

OCT 26 2004

Atty. Dkt. No. 034827-0158

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Cole, et al.  
Title: Methods for Detecting Pregnancy  
Application serial no: 10/752,937  
Filing Date: January 7, 2004  
Examiner: Unknown  
Art Unit: Unknown

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.  _____ Germaine Sarda (Printed Name)  _____ (Signature)  _____ October 26, 2004 (Date of Deposit)
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**POWER OF ATTORNEY OR AUTHORIZATION OF AGENT**  
**BY ASSIGNEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Quest Diagnostics Investments Incorporated, a corporation duly organized and existing under the laws of the State of Delaware, and having a business address of 300 Delaware Avenue, Wilmington Delaware 19899, is the Assignee and owner of the above-identified patent application by virtue of an assignment from inventor Murugan R. Pandian and Julie Lu, a copy of the assignment attached herewith.

Assignee hereby appoints the registered attorneys and agents of at Customer Number:

**30542**

to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations t hereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

-1-

DLMR259376.1

Atty. Dkt. No. 034827-0158

I request that all correspondence be directed to:

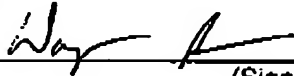
Richard Warburg  
FOLEY & LARDNER LLP  
Customer Number: 30542

Telephone: (858) 847-6722  
Facsimile: (858) 792-6773

Executed this 19<sup>th</sup> day of October, 2004.

Quest Diagnostics Investments Incorporated

By:



(Signature)

WAYNE BROWN

(Printed Name)

Chief of Counsel & Asst. Secretary

(Title)

Atty. Dkt. No. 034827-0158

**ASSIGNMENT - WORLDWIDE**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned inventors (hereinafter referred to as "ASSIGNOR") has sold, assigned, and transferred, and by these presents hereby sells, assigns, and transfers, unto

Quest Diagnostics Investments Incorporated  
300 Delaware Avenue  
Wilmington, DE 19899

(hereinafter referred to as "ASSIGNEE") its successors and assigns, whatever rights are held by ASSIGNOR for the United States, its territories and possessions, and all foreign countries in and to this invention relating to

**METHODS FOR DETECTING PREGNANCY**

as set forth in this United States Patent Application

*check one*     ☐ executed concurrently herewith,  
                  ☐ executed on \_\_\_\_\_,  
                  ☒ Serial No. 10/752,937 Filed January 7, 2004

as well as in and to (a) all improvements and modifications of the above-identified invention or inventions, (b) the above-identified application and all other applications for Letters Patent of the United States and countries foreign thereto for above-identified invention or inventions and all improvements and modifications thereof, (c) all Letters Patent which may issue from said applications in the United States and countries foreign thereto, (d) all divisions, continuations, reissues, and extensions of said applications and Letters Patent, and (e) the right to claim for any of said applications the full benefits and priority rights under the International Convention and any other international agreement to which the United States adheres; such right, title, and interest to be held and enjoyed by ASSIGNEE, its successors and assigns, to the full end of the term or terms for which any and all such Letters Patent may be granted as fully and entirely as would have been held and enjoyed by ASSIGNOR had this Assignment not been made.

ASSIGNOR HEREBY AUTHORIZES ASSIGNEE to file patent applications in any or all countries on the above-identified invention or inventions in the name of the undersigned or in the name of ASSIGNEE or otherwise as ASSIGNEE may deem advisable under the International Convention or otherwise.

ASSIGNOR HEREBY AUTHORIZES AND REQUESTS the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE as assignee of the entire interest, for the sole use and benefit of ASSIGNEE, its successors and assigns.

Page 1 of 3

DLMR259372.1

Atty. Dkt. No. 034827-0158

ASSIGNOR HEREBY AGREES (a) to communicate to ASSIGNEE, its successors and assigns, or their representative or agents, all facts and information known or available to ASSIGNOR respecting said invention or inventions, improvements, and modifications including evidence for interference, reexamination, reissue, opposition, revocation, extension, or infringement purposes or other legal, judicial, or administrative proceedings, whenever requested by ASSIGNEE; (b) to testify in person or by affidavit as required by ASSIGNEE, its successors and assigns, in any such proceeding in the United States or a country foreign thereto; (c) to execute and deliver, upon request by ASSIGNEE, all lawful papers including, but not limited to, original, divisional, continuation, and reissue applications, renewals, assignments, powers of attorney, oaths, affidavits, and declarations, depositions; and (d) to provide all reasonable assistance to ASSIGNEE, its successors and assigns, in obtaining and enforcing proper title in and protection for said invention or inventions, improvements, and modifications under the intellectual property laws of the United States and countries foreign thereto.

ASSIGNOR HEREBY REPRESENTS that ASSIGNOR has previously assigned rights in this invention to ASSIGNEE in the form of U.S. patent application serial no. 09/918,297 filed 7/30/2001 (now U.S. Patent No. 6,627,457) recorded in the USPTO under real/frame 012910/0371. ASSIGNOR HEREBY WARRANTS that ASSIGNOR has not executed and will not execute any document or instrument in conflict herewith.

ASSIGNOR HEREBY GRANTS to the law firm of **Foley & Lardner LLP** the power and authority to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

ASSIGNOR UNDERSTANDS AND AGREES that the attorneys and agents of the law firm of **Foley & Lardner LLP** do not personally represent ASSIGNOR OR ASSIGNOR's legal interests, but instead represent the interests of ASSIGNEE; since said attorneys and agents cannot provide legal advice to ASSIGNOR with respect to this Assignment, ASSIGNOR acknowledges its right to seek its own independent legal counsel.

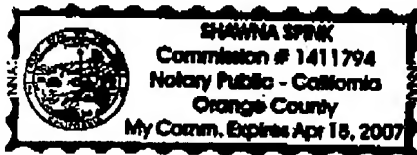
Atty. Dkt. No. 034827-0158

Executed this 15 day of Oct, 2004.

M. R. Pandian  
MURUGAN R. PANDIAN

State of California )  
County of Orange ) ss.

On this 15<sup>th</sup> day of October, 2004, before me, a notary public in and for said county, appeared MURUGAN R. PANDIAN, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and he/she acknowledged that he/she signed, sealed, and delivered the said instrument as his/her free and voluntary act for the uses and purposes therein set forth.



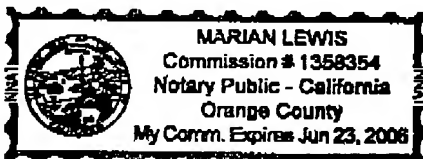
Shawna Spink  
Notary Public  
My Commission Expires: 04/15/07

Executed this 14<sup>th</sup> day of October, 2004.

Julie Lu  
JULIE LU

State of California )  
County of Orange ) ss.

On this 14<sup>th</sup> day of October, 2004, before me, a notary public in and for said county, appeared JULIE LU, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and he/she acknowledged that he/she signed, sealed, and delivered the said instrument as his/her free and voluntary act for the uses and purposes therein set forth.



Marian Lewis  
Notary Public  
My Commission Expires: 6-23-06